

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

IN RE NATIONAL PRESCRIPTION
OPIATE LITIGATION

This document relates to:

“Track One Cases”

MDL No. 2804

Case No. 17-md-2804

Hon. Dan Aaron Polster

**MALLINCKRODT’S MOTION FOR
PARTIAL SUMMARY JUDGMENT**

Pursuant to Rule 56 of the Federal Rules of Civil Procedure, and for the reasons set forth in the accompanying Memorandum in Support of Mallinckrodt’s Motion for Partial Summary Judgment, the undersigned defendants move for partial summary judgment for the reasons given in the accompanying memorandum of law, which is incorporated here.

Dated: June 28, 2019

Respectfully Submitted,

/s/ Brien T. O'Connor

Brien T. O'Connor

Andrew J. O'Connor

Ropes & Gray LLP

Prudential Tower

800 Boylston St.

Boston, MA 02199-3600

(617) 235-4650

Brien.O'Connor@ropesgray.com

Andrew.O'Connor@ropesgray.com

Counsel for Defendants

Mallinckrodt LLC and SpecGx LLC,

and appearing specially for

Mallinckrodt plc¹

¹ Mallinckrodt plc is an Irish company that is not subject to and contests personal jurisdiction for the reasons explained in its pending motion to dismiss for lack of personal jurisdiction; it is specially appearing for this motion as a result of the Court's deadline to file dispositive and *Daubert* motions, and, thus, it does not waive and expressly preserves its pending personal jurisdiction challenges.

CERTIFICATE OF SERVICE

I, Brien T. O'Connor, hereby certify that the foregoing document was served via file transfer protocol to all counsel of record.

/s/ *Brien T. O'Connor*

Brien T. O'Connor